MULTIMEDIA UNIVERSITY

STUDENT ID NUMBER

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2017/2018

UMY1712 MALAYSIAN LEGAL SYSTEM

(All Sections/ Groups)

16th October 2017
Reading Time: 2.30 pm - 2.45pm
(15 Minutes)
Answering Time: 2.45 pm – 5.45 pm
(3 Hours)

INSTRUCTIONS TO STUDENT

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This Question paper consists of 2 pages with 5 Questions only.

3. Attempt **FOUR** out of **FIVE** questions. All questions carry equal marks and the distribution of the marks for each question is given.

4. Students are allowed to bring into Examination Hall CLEAN and ORIGINAL copy of:
   i. Courts of Judicature Act 1964
   ii. Federal Constitution of Malaysia
   iii. Criminal Procedure Code
   iv. Rules Of Court 2012

5. Please write all your answers in the Answer Booklet provided.

QUESTION 1

a) Yusuf Azmi was shopping with his family when he heard someone shouted "Thief, Stop Him!" Being in close proximity with the suspect, Yusuf sprang into action and tackled the man and subdued him. He proceeded to handcuff the man and brought him to the police station.

Discuss the validity of Yusuf's action.

(10 marks)

b) The accused is presumed innocent until proven guilty at the trial. As a general rule, the accused may apply for bail after being charged but before the trial. Discuss.

(15 Marks)
(Total: 25 marks)

QUESTION 2

Article 3(1) of the Federal Constitution states that; Islam is the religion of the Federation; but other religions may be practiced in peace and harmony in any part of the Federation.

Examine what are the features and applicability of Islamic law in Malaysian Legal System.

(Total: 25 Marks)

QUESTION 3

Tan Sri Dato' Sri Haji Mohamed Apandi bin Haji Ali is the current Attorney General of Malaysia. It has been said that he holds one of the most powerful positions in Malaysia. Discuss whether you agree or not with the statement. Your answer should be supported with provisions from the Federal Constitution along with relevant law cases.

(Total: 25 Marks)

Continued...

QUESTION 4

a) Aaron is a worker for a resort in Pasir Panjang, Port Dickson. He recently came across to the news that he has been dismissed by his employees, without any prior notice. He needs legal representation in the court of law to argue his case. However he does not have the financial power to hire a legal representation.

Discuss the eligibility of Aaron for Legal Aid from Jabatan Bantuan Guaman.

(10 Marks)

b) Discuss the procedure for application of legal aid from Jabatan Bantuan Guaman in Criminal and Civil Proceeding.

(15 Marks)
(Total: 25 marks)

QUESTION 5

Outline the procedure in a civil action in the High Court at the pre-trial stage.

(Total: 25 marks)

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